

WASHINGTON STATE DEPARTMENT OF HEALTH OCCUPATIONAL THERAPY PRACTICE BOARD PUBLIC MEETING MINUTES

April 25, 2008
9:00 AM

Eastern Washington University
Spokane Academic Center, Room 249
600 N. Riverpoint Blvd.
Spokane, WA 99210
(360) 236-4862 - phone

On April 25, 2008, the Occupational Therapy Practice Board met at Eastern Washington University, Spokane Academic Center, Room 249, 600 N. Riverpoint Blvd., Spokane, WA 99210. In accordance with the Open Public Meetings Act, notices were sent to individuals requesting notification of meetings.

MEMBERS PRESENT

MARK LEHNER, OT, CHAIR
D. JILL PETRIE, COTA, VICE CHAIR
JONATHAN HARRISON, OT
CAMILLE CURRY, OT

STAFF PRESENT

VICKI BROWN, PROGRAM MANAGER 3
TAYLOR STAIR, DISCIPLINE MANAGER
MICHAEL BROWN, STAFF ATTORNEY
DORI JAFFE, ASSISTANT ATTORNEY GENERAL

GUESTS PRESENT

MARK GJURASIC, LOBBYIST, WASHINGTON OCCUPATIONAL THERAPY ASSOCIATION
JOHN P. HATCHER, OT
SUSAN LOUIE, OT, CERTIFIED HAND THERAPIST
RHONDA STOWE, OT
STAR TOMLINSON, OT
ELIZABETH KOHLER, OT, FACULTY OF EASTERN WASHINGTON UNIVERSITY

Friday April 25, 2008 – 9:00 AM – OPEN SESSION

1. CALL TO ORDER

The meeting was called to order at 9:08 a.m. by Mark Lehner, OT, Chair.

1.1 Introduction of Audience

Audience members, board members and department staff introduced themselves.

1.2 Approval of Agenda

The agenda was approved as amended: Item 6.2 HB 1103 Implementation – The board will select a representative to participate in a workgroup drafting new sanction guidelines.

1.3 Approval of Meeting Minutes from January 25, 2008

The meeting minutes of January 25, 2008 were approved as presented.

1.4 Approval of Disciplinary Meeting Minutes from October 5, 2007

The disciplinary meeting minutes of October 5, 2007 were approved as presented.

1.5 Approval of Disciplinary Meeting Minutes from January 25, 2008

The disciplinary meeting minutes of January 25, 2008 were approved as presented.

2. SCOPE OF PRACTICE REGARDING WOUND CARE

The board continued their discussion from January 25, 2008 regarding a letter they had received concerning Occupational Therapists (OT) performing wound care. The audience was allowed to present their views and opinions. John Hatcher, OT, reminded the board that their mandate is the protection of the public. Mr. Hatcher presented information on the history of the statute and rules. He said that the rules were written so that an OT would not be locked in to a specific scope, that it allowed room to expand. Mr. Hatcher gave the requirements for an OT to become a Certified Hand Therapist (CHT). It was noted that a small number of OTs were CHTs.

The board asked the audience for the level of competency and number of years of experience they felt was necessary in order to perform wound care. No answers were provided.

Elizabeth Kohler, OT, presented the current school requirements for OT students. The students are introduced to extensive anatomy and neurology of the hand. They work beside hand therapists. The students are required to show competence in basic wound care and hand therapy and use a great deal of time testing in “competence.”

Mark Gjurasic, lobbyist for the Washington Occupational Therapy Association, asked if wound care is a legal issue and can it be defined by rule instead of law. He was asked if he knew how many OTs are practicing wound care that are not also CHTs. There are a lot of OTs that are not certified as a CHT.

Dori Jaffe, Assistant Attorney General (AAG), advised the board that they had three choices regarding this issue. These choices are: 1) accept her advice; 2) reject her advice; or 3) the grey area that is a combination of both. After the board makes a decision, they need to determine how to notify the public. Chair, Mark Lehner, OT, complemented Ms. Jaffe on her excellent work on this issue.

Upon hearing all comments, Jill made a motion to generate a letter regarding wound care to treat as a scope of practice issue. The letter was to be kept general and use no “grandiose” terms. Camille seconded the motion. The motion passed unanimously.

The board asked staff to format the letter for presentation at the July 18, 2008 meeting. The draft will be sent by email to the board members for review and discussion at the next meeting.

3. PUBLIC DISCLOSURE

The board reviewed and adopted the revised public disclosure lists & labels procedure, including process and forms, and definitions of an educational organization and professional association.

The board reviewed one public disclosure lists & labels request for occupational therapists and requested staff to send the denial letter to the entity.

4. RE-ENTRY PROGRAM

The board reviewed the requirements for the re-entry program guidelines. Dori Jaffe, Assistant Attorney General (AAG), stated it is okay to keep the rules as they currently are written, but the re-entry policy needs to be revised. The board will start working on updating the policy at their July 18, 2008 meeting. The board asked staff to send the policy out to listserv and ask for input.

5. 2008 NATIONAL BOARD FOR CERTIFICATION IN OCCUPATIONAL THERAPY (NBCOT) ANNUAL STATE REGULATORY CONFERENCE

The board discussed sending one member to NBCOT and perhaps one member to the American Occupational Therapy Association (AOTA). The board chose Camille Curry, OT to attend the 2008 NBCOT conference and asked staff to obtain information about the AOTA conference. The documents for AOTA will be reviewed and a decision will be made at the July 18, 2008 meeting.

6. PROGRAM REPORT

6.1 Budget Update

Vicki Brown, Program Manager, presented an update on the interim budget for March, 2008 for the Occupational Therapist account. She also let them know

what their proposed fees will be. The board asked staff to check with Joy King, Executive Director, to see if she is available to give her budget presentation on allotment versus revenue at the July 18, 2008 meeting.

6.2 HB 1103 Implementation

Taylor Stair, Disciplinary Manager, gave the board updated information on 4SHB1103. She asked the board to select a representative to participate in a workgroup that will be drafting new sanctioning guidelines. It was noted that the first meeting is in Olympia/Tumwater in June. Mark Lehner volunteered to be the representative on the committee with Camille Curry as a backup.

6.3 Other

The board asked staff to see if there is a free facility in the Mount Vernon/Skagit County area to hold the July 18, 2008 meeting.

7. PROCEDURE UPDATE

Taylor Stair updated the board on the change made to Procedure 205 Initial Assessment and Case Disposition Decisions. She also gave the board/commission data on compliance with current Sanctioning Guidelines.

8. FUTURE AGENDA ITEMS AND PLANNING FOR FUTURE MEETINGS

8.1 Proposed amendments to the following rules:

- 246-847-030 Occupational therapists acting in a consulting capacity
- 246-847-055 Initial application for individuals who have not practiced within the past four years
- 246-847-068 Expired license
- 246-847-070 inactive credential
- 246-847-125 Applicants currently licensed in other states or territories
- 246-847-XXX Renewal for those that have not practiced in four years

8.2 Roles and Responsibilities from the American Occupational Therapy Association (AOTA) - Rules

9. CORRESPONDENCE

The board reviewed and discussed recent correspondence received by program. After discussion, the board directed staff to respond on its behalf.

10. OPEN FORUM FOR PUBLIC INPUT

No public was present at this time.

CLOSED SESSION – 2:40 p.m. to 3:35 p.m.

The closed session portion of the meeting was called to order at 2:40 p.m. by Mark Lehner, OT, Chair.

11. REVIEW OF APPLICATIONS

Applicant WW – Approved for re-entry to be licensed.

Applicant A1 – Approved for re-entry to be licensed.

Applicant A2 – Approved for re-entry to be licensed.

12. DISCIPLINARY CASE REVIEWS

Program No.: M2008-11191

Docket No.: 07-01-A-1051OC

Attorney: Peter Harris (As presented by Mike Brown)

13. CONTINUING EDUCATION AUDITS

CE-B1 – Approved

CE-B2 – Approved

CE-B3 – Approved

CE-B4 – Ask for further clarification and copies of certificates of attendance.

CE-B5 – Approved

OPEN SESSION

14. OTHER OPEN SESSION BUSINESS

There was no other open session business to be discussed.

15. ADJOURNMENT

The board adjourned at 3:35 p.m. The next meeting is scheduled for July 18, 2008 in the Mount Vernon / Skagit County area. Information will be posted on the OT website.

Respectfully submitted:

Approved:

Vicki Brown
Program Manager

Mark Lehner, OT, Chair
Occupational Therapy Practice Board